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Office Memorandum • UNITED STATES GOVERNMENT

TO : AD/RR

DATE: 31 Jan. 1951

FROM : Chief, Economic Analysis Division

SUBJECT: CIA Responsibilities in Connection with the Export Control Program.

1. General statement on Export Control Program.

The authority to control exports on grounds of national security, foreign policy and short supply was delegated to the President by the Export Control Act of February 1949. This act required that the agency or official exercising such authority should consult with other agencies which are concerned with national security; authority to control exports was delegated by the President to the Secretary of Commerce.

Under this delegation of authority, the Secretary of Commerce established the Advisory Committee on Requirements, subsequently, the Advisory Committee on Export Policy (ACEP), and its sub-committees (See Appendix A). Representatives from the departments of Defense, State, Agriculture, and Interior, as well as NSRB, AEC, ECA, OIT and OIC were invited to participate in the program.

CIA was invited by letter from the Secretary of Commerce dated 22 August 1949 to participate in the work of the Advisory Committee and its Operating Committee and "to advise on export control matters involving or having a bearing on national security." This invitation called attention to the fact that CIA had contributed effectively to the formulation of the IA and IB lists and to the work of the Technical Steering Committee and indicated that "it is clearly desirable for the CIA to continue its participation for the purpose of insuring the adequacy of the intelligence support for effective administration and the achievement of national security objectives."

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By letter of 30 August 1949, [REDACTED] was designated as the CIA representative to the Advisory Committee and its Operating Committee; CIA participation was extended to include representation on the R Procedure Sub-committee as of 19 January 1950. [REDACTED] responsibilities in this field were transferred in August 1950 to [REDACTED] with [REDACTED] as his alternates.

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2. Nature of CIA Support.

CIA representatives have participated in the work of the several committees to the extent of giving intelligence support as required. This support has often been expressed in terms of a vote in the committee: (a) in the R Procedure Sub-committee, in favor of or in opposition to the granting of a particular license; (b) in the ACEP and Operating Committees, in favor

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of or in opposition to proposed program determinations, recommendations as to export quotas, or policy recommendations to the Secretary of Commerce. It should be borne in mind that all of these committees are purely advisory to the Secretary of Commerce.

3. Proposed Future CIA Interagency Responsibilities.

It is proposed that in the future CIA representatives continue to serve primarily by giving intelligence support to the committees. This support is often given informally in committee discussions. Usually time does not permit formal presentations and security regulations frequently inhibit documentation.

Ordinarily, the CIA representative will simply state that in his opinion there is (or is not) sufficient intelligence to support the recommendation. On such a statement, however, the representative is recorded with the other members of the committee as voting "yes" or "no".

The line of demarcation between an intelligence estimate as to the effect of a given policy and a recommendation as to such a policy is at best shadowy; but our representatives can endeavor, as they have in the past, to take an objective attitude based on intelligence and to avoid argument on controversial issues.

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